

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

JUAN MALCA,

Plaintiff,

v.

Case No: 8:21-cv-53-CEH-SPF

BAY TO BAY SHRADHA, INC. and  
DIMPLE PATEL,

Defendants.

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**ORDER**

This cause comes before the Court upon the Report and Recommendation filed by Magistrate Judge Sean P. Flynn on November 17, 2021 (Doc. 29). In the Report and Recommendation, Magistrate Judge Flynn recommends that the Court grant the parties' Joint Motion for Approval of FLSA Settlement Agreement (Doc. 27) and dismiss this case with prejudice. All parties were furnished copies of the Report and Recommendation and were afforded the opportunity to file objections pursuant to 28 U.S.C. § 636(b)(1). On November 17, 2021, the parties filed a Notice Regarding Magistrate Judge's Report and Recommendations indicating they have no objections to the Report and Recommendation. *See* Doc. 30.

Upon consideration of the Report and Recommendation, and upon this Court's independent examination of the file, it is determined that the Report and Recommendation should be adopted. Accordingly, it is now

**ORDERED AND ADJUDGED:**

- (1) The Report and Recommendation of the Magistrate Judge (Doc. 29) is adopted, confirmed, and approved in all respects and is made a part of this Order for all purposes, including appellate review.
- (2) The parties' Joint Motion for Approval of FLSA Settlement Agreement (Doc. 27) is **GRANTED**. The Settlement Agreement (Doc. 27 - 1) is **APPROVED**, as it constitutes a fair and reasonable resolution of a bona fide dispute over FLSA provisions.
- (3) This action is **DISMISSED**, with prejudice.
- (4) The Clerk is directed to terminate all pending motions and close this case.

**DONE AND ORDERED** in Tampa, Florida on November 19, 2021.

  
Charlene Edwards Honeywell  
United States District Judge

Copies to:  
The Honorable Sean P. Flynn  
Counsel of Record